

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TENNESSEE GREENEVILLE DIVISION

B.P., H.A., and S.H., individually, and on)
Behalf of all others similarly situated,)
)
Plaintiffs,)
)
VERSUS)
)
CITY OF JOHNSON CITY, TENNESSEE, *et al*)
)
Defendants.)

No. 2:23-cv-00071-TRM-CRW

RENEWED MOTION FOR LEAVE TO FILE UNDER SEAL
SUBPOENAS PROPOUNDED TO ORIGINAL PLAINTIFFS

COMES NOW the Defendant, Kevin Peters, in his individual capacity, by and through counsel, and pursuant to LR 37.2 and 26.2(b), and ECF Rule 12.2, and moves the Court for leave to file copies of subpoenas under seal in connection with the pending Motion to Compel (Docket Entry 108) and Motion to Compel Compliance with Subpoenas (Docket Entry 152). These materials are filed under separate entry as a Proposed Sealed Document. The subpoenas at issue were issued to several of the original Jane Doe Plaintiffs along with the sister of Jane Doe 6, whose personal representative is an original Plaintiff. The subpoenas are directed to the actual names of the original Plaintiffs, whom the Court has permitted to proceed under pseudonym. (Docket Entry 7, 40). By virtue of the nature of the material sought, the subpoenas also contain in multiple locations names of several individuals with whom the person subpoenaed had communications.

As a practical matter, it would be substantially impossible to redact these subpoenas in a fashion where the Court could discern the material sought in order to consider the pending Motions. As a result, Defendant moves the Court for permission to file the subpoenas under seal.

All parties in this suit have received the subpoenas at issue by virtue of a Notice of Service dated February 12, 2024.

Respectfully submitted,

MOORE, RADER AND YORK, P. C.

s/DANIEL H. RADER IV, BPR #025998

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was filed electronically with the Court. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. All other parties will be served by regular U.S. Mail. Parties may access this filing through the Court's electronic filing system.

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This the 18th day of April, 2024.

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